

Amendment under 37 C.F.R. §1.111  
Application No. 10/519,079  
Attorney Docket No. 043055

### **REMARKS**

Claims 1-10 are currently pending in this application.

#### **I. The Rejection Under 35 U.S.C. §112**

Claims 1-10 are rejected under 35 U.S.C. 112, second paragraph, as allegedly being indefinite.

The Examiner states that, in claim 1, the phrase "which is producible by" is not a positive claim recitation. The Examiner states that, in claims 1 and 9, the phrase, "the molecule" lacks proper antecedent basis. The Examiner states that, in claim 6, the phrase "the main chain" lacks proper antecedent basis.

Applicants have amended claims 1, 2, 4-6, 9 and 10 for clarity. It is respectfully submitted that Applicants' claims are clear and definite and it is requested that the rejection under 35 U.S.C. §112 be reconsidered and withdrawn.

#### **II. The Double Patenting Rejections**

Claims 1-10 are provisionally rejected on the ground of nonstatutory obviousness-type double patenting as allegedly being unpatentable over claims 1-9 of copending Application No. 10/507,012.

Claims 1-10 are provisionally rejected on the ground of nonstatutory obviousness-type double patenting as allegedly being unpatentable over claims 1-11 of copending Application No. 10/519,077.

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While Applicant respectfully submits that the present invention is not obvious over the claims of copending Application No. 10/519,077 and the claims of copending Application No. 10/507,012, to expedite allowance of the present Application, Applicants are submitting herewith a terminal disclaimer to obviate the obviousness-type double patenting rejection over the claims of copending Application No. 10/519,077 and the claims of copending Application No. 10/507,012.

The Terminal Disclaimer includes both copending Applications. See MPEP 804.02.IV. for USPTO approval of filing a single terminal disclaimer for multiple patents.

For the above reasons, it is requested that the obviousness-type double patenting rejection over copending Application No. 10/519,077 and copending Application No. 10/507,012 be reconsidered and withdrawn.

### **III. Conclusion**

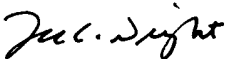
In view of the above, Applicants respectfully submit that their claimed invention is allowable and ask that the rejection under 35 U.S.C. §112 and the obviousness-type double patenting rejection be reconsidered and withdrawn. Applicants respectfully submit that this case is in condition for allowance and allowance is respectfully solicited.

If any points remain at issue which the Examiner feels may be best resolved through a personal or telephone interview, the Examiner is kindly requested to contact the undersigned at the local exchange number listed below.

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If this paper is not timely filed, Applicants respectfully petition for an appropriate extension of time. The fees for such an extension or any other fees that may be due with respect to this paper may be charged to Deposit Account No. 50-2866.

Respectfully submitted,  
**WESTERMAN, HATTORI, DANIELS & ADRIAN, LLP**

  
Lee C. Wright  
Attorney for Applicants  
Registration No. 41,441  
Telephone: (202) 822-1100  
Facsimile: (202) 822-1111

LCW/af